

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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CHRISTIAN POWELL

Plaintiff,

-vs-

Civil Action No.: 1:21-CV-00721

CITY OF JAMESTOWN,  
CITY OF JAMESTOWN CLERK,  
JAMESTOWN POLICE DEPARTMENT,  
JAMESTOWN POLICE CHIEF TIMOTHY  
JACKSON,  
COUNTY OF CHAUTAUQUA,  
CHAUTAUQUA COUNTY SHERIFF'S OFFICE,  
CHAUTAUQUA COUNTY SHERIFF JAMES B. QUATTRONE,  
CHAUTAUQUA COUNTY UNDERSHERIFF  
DARRYL W. BRALEY,  
JOHN DOES 1-10, said names being fictitious but  
intended to be any other individual/officers involved  
in the within incident and employees of the  
CITY OF JAMESTOWN and/or JAMESTOWN POLICE  
DEPARTMENT in their individual and official  
capacities, and  
JOHN DOES 1-10, said names being fictitious  
but intended to be any other individual/officers involved  
in the within incident and employees of the  
COUNTY OF CHAUTAUQUA and/or  
CHAUTAUQUA COUNTY SHERIFF'S OFFICE in  
their individual and official capacities,

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Defendants.

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**DECLARATION OF CARTER OBERGFELL**

I, Carter Oberfell, make this Declaration under the penalties of perjury pursuant to 28 U.S.C. §1746

1. I am a Police Officer for the City of Jamestown Police Department and have held this

position since January 2020.

2. As part of my duties and responsibilities as a Police Officer for the Jamestown Police Department, I am required to document any and all instances where any amount of force is required to be used during the course of an arrest.

3. On December 10, 2020, I was partnered with Police Officer Kevin Wise of the Jamestown Police Department.

4. Attached as **Exhibit A** is a true and accurate copy of the case file, charges, use of force form, and request for examination of persons form, that I created with my partner Police Officer Kevin Wise, regarding the December 10, 2020, arrest of Christian T. Powell, which took place outside of 111 Barrett Avenue in the City of Jamestown, County of Chautauqua, and State of New York.

5. The attached **Exhibit A** is kept and maintained by the City of Jamestown Police Department in its regular course of business.

6. All of the information contained in the attached **Exhibit A** truly and accurately reflects my knowledge of what transpired during the arrest of Christian T. Powell which took place outside of 111 Barrett Avenue in the City of Jamestown, County of Chautauqua and State of New York.

Dated: August 26, 2021



Carter Obergfell

1. Agency JAMESTOWN POLICE DEPART

3

NY0060200

6. Incident No.  
30695-20

7. Report Day	8. Date	9. Report Time	10. Day	11. Date	12. Time	13. Day	14. Date	15. Time																		
Thu	12/10/20	0253	Thu	12/10/20	0253																					
16. Incident Type <b>WC</b>			17. Business Name			18. Weapon																				
19. Incident Address (Street No, Street Name, Bldg. No. Apt. No.) <b>111 Barrett Ave</b>			20. City, State, Zip ( <input checked="" type="checkbox"/> C <input type="checkbox"/> T <input type="checkbox"/> V) <b>JAMESTOWN, NY 14701</b>			21. Location Code <b>0702</b>																				
1	PL	145.m	1	A	M	4	C	<b>Criminal Mischief 4th</b>																		
2	PL	205.30	/	A	M	-	C	<b>Resisting Arrest</b>																		
3	PL	195.05	/	A	M	2	C	<b>Obstructing Governmental Admin 2nd</b>																		
<b>CD Po Wise / Po Obergfell</b>			<b>201 E. 2nd St Jamestown, NY 14701</b>			<b>B F</b>																				
<b>V Jamestown Police Department</b>			<b>201 E. 2nd St Jamestown, NY 14701</b>			<b>H G</b>																				
<b>OT Powell, Susan M.</b> 2/12/60			<b>111 Barrett Ave Jamestown, NY 14701</b>			<b>H H G</b>																				
27. Date of Birth		28. Age	29. Sex	30. Race	31. Ethnic	32. Handicap	33. Residence Status	34. Temp Res For Nat																		
			<input checked="" type="checkbox"/> M <input type="checkbox"/> F	<input type="checkbox"/> White <input type="checkbox"/> Black <input type="checkbox"/> Other	<input type="checkbox"/> Hispanic <input type="checkbox"/> Unk	<input type="checkbox"/> Yes	<input type="checkbox"/> Resident <input type="checkbox"/> Tourist <input type="checkbox"/> Student <input type="checkbox"/> Oth																			
			<input type="checkbox"/> Unk	<input type="checkbox"/> Indian <input type="checkbox"/> Asian <input type="checkbox"/> Unk.	<input type="checkbox"/> Non-Hispa.	<input type="checkbox"/> No	<input type="checkbox"/> Commuter <input type="checkbox"/> Military <input type="checkbox"/> Homeless <input type="checkbox"/> Unk																			
34. Type/No	35. Name (Last, First, Middle)	36. Alias/NickName/Maiden Name (Last, First, Middle)			37. Apparent Condition																					
<b>A</b>	<b>Powell, Christian T.</b>				<input checked="" type="checkbox"/> Impaired Drugs <input checked="" type="checkbox"/> Mental Dis. <input type="checkbox"/> Unk.																					
38. Address (Street No., Street Name, Bldg No. Apt. No. City, State, Zip)			39. Phone No.			40. Social Security No.																				
<b>111 Barrett Ave Jamestown, NY 14701</b>			<b>716-489-4264</b>			<b>050-86-3613</b>																				
41. Date of Birth	42. Age	43. Sex	44. Race	45. Ethnic	46. Skin	47. Occupation																				
<b>5/7/96</b>	<b>24</b>	<b>FM</b>	<input checked="" type="checkbox"/> White <input type="checkbox"/> Black <input type="checkbox"/> Other	<input type="checkbox"/> Hispanic <input type="checkbox"/> Unk	<input checked="" type="checkbox"/> Light <input type="checkbox"/> Dark <input type="checkbox"/> Unk																					
				<input type="checkbox"/> Indian <input type="checkbox"/> Asian <input type="checkbox"/> Unk.	<input type="checkbox"/> Non-Hispanic	<input type="checkbox"/> Medium <input type="checkbox"/> Other																				
48. Height	49. Weight	50. Hair	51. Eyes	52. Glasses	53. Build	54. Employer/School	55. Address																			
<b>5'10"</b>	<b>160</b>	<b>BLO</b>	<b>H2L</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> Small <input type="checkbox"/> Large																					
56. Scars / Marks/ Tattoos (Describe)				57. Misc.																						
<table border="1"> <thead> <tr> <th>58. Vehicle</th> <th>Property Number</th> <th>Color</th> <th>Owner</th> <th>Current Location</th> <th>Make</th> <th>Model</th> <th>Description</th> <th>Value</th> </tr> </thead> <tbody> <tr> <td><b>V</b></td> <td><b>4</b></td> <td><b>31</b></td> <td></td> <td></td> <td><b>Ford</b></td> <td><b>Taurus</b></td> <td><b>Trunk lid - dent Unknown</b></td> <td></td> </tr> </tbody> </table>									58. Vehicle	Property Number	Color	Owner	Current Location	Make	Model	Description	Value	<b>V</b>	<b>4</b>	<b>31</b>			<b>Ford</b>	<b>Taurus</b>	<b>Trunk lid - dent Unknown</b>	
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<b>V</b>	<b>4</b>	<b>31</b>			<b>Ford</b>	<b>Taurus</b>	<b>Trunk lid - dent Unknown</b>																			
59. Veh. Status		60. License Plate No.		61. State	62. Exp Yr	63. Plate Type	64. Value																			
<b>Table W</b>		<input type="checkbox"/> Full <input type="checkbox"/> Partial																								
65. Veh. Year		66. Make		67. Model	68. Style	69. VIN																				
70. Color(s)		71. Towed By: To:					72. Vehicle Notes																			

73. On 12/10/20 around 0253 hrs, writer (Po Wise 1038) and Po Obergfell (1047) responded to 111 Barrett Ave to assist Chautauqua County Sheriff's Deputy Madonna with a larceny report where the caller had valid felony arrest warrants out of the city of Jamestown. The subject in question was (A) Christian Powell. Powell was advised of his arrest warrants and told to place his hands behind his back. Powell began to pull away from officers and refused to comply with officers' commands. Officers assisted Powell to the ground after numerous attempts.

74. Inquiries (check all that apply)	75. NYSPIN Message No.	76. Complainant Signature	B Cover
<input type="checkbox"/> DMV <input type="checkbox"/> Want / Warrant <input type="checkbox"/> Scofflaw <input type="checkbox"/> Criminal History <input type="checkbox"/> Stolen Property <input type="checkbox"/> Other			
77. Reporting Officer Signature (Include Rank) <b>Po [Signature]</b>	78. ID No. <b>1038</b>	79. Supervisor's Signature (Include Rank) <b>[Signature]</b>	80. ID No. <b>184</b>
81. Status <input type="checkbox"/> Open <input type="checkbox"/> Closed (if closed, check box below) <input type="checkbox"/> Unfounded <input type="checkbox"/> Vict. Refused To Coop. <input type="checkbox"/> Arrest <input type="checkbox"/> Pros. Declined <input type="checkbox"/> Warrant Advised <input type="checkbox"/> CBI <input type="checkbox"/> Juv. No Custody <input type="checkbox"/> Arrest Juv. <input type="checkbox"/> Offender Dead <input type="checkbox"/> Extrad. Declined <input type="checkbox"/> Unknown	82. Status Date	83. Notified / TOT	

85. at gaining wrist control while standing. Writer controlled Powell's legs as PO Obergfell and Deputy Madonia were attempting to gain control of Powell's hands. Powell was given several commands to put his hands behind his back however he refused and kept them under his chest. After a brief struggle officers were able to place temporary wrist restraints on Powell. Powell's mother, (Or) Sue Powell, was watching the incident and yelling at police. Sue was advised to stay back, which she complied. Christian began to hit his head off of the gravel driveway and Deputy Madonia's flashlight which had fallen to the ground. Christian sustained a small laceration to the right side of his face from hitting it into the ground. Writer immediately called for EMS to evaluate him for a head injury. Alstar would meet officers in the jail. Powell began to calm down so officers stood him up to walk to marked patrol car J4. Powell began to kick the passenger side of J4 near the rear door. Officers were able to eventually place Powell in the back of J4 and he began to kick his feet at officers. Powell was inside of J4 kicking the rear passenger side door as he was transported to the city jail. Powell stated numerous times that he wished to die. A MHL 9.41 was completed and is attached. Once at JPD, officers were getting Powell out of the car and he struck the trunk of J4 with his head causing a dent <sup>in the car.</sup> Powell was then taken into the city jail. Powell was additionally charged with resisting arrest, obstructing governmental administrator 2<sup>nd</sup> and criminal mischief 4<sup>th</sup>. A body camera card and discovery check were completed. PO Obergfell obtained pictures of the damaged trunk. A use of force report was completed by PO Obergfell (X-Ref CR# 30697-20). Pictures were taken of Powell's laceration from hitting his head and entered into evidence.

**CR-30695-20**  
**STATE OF NEW YORK**  
**JAMESTOWN CITY COURT**

**COUNTY OF CHAUTAUQUA  
CITY OF JAMESTOWN**



# THE PEOPLE OF THE STATE OF NEW YORK

## INFORMATION

-VS-

**Christian T. Powell (DOB 05/07/1996)**

111 Barrett Ave. Jamestown, NY 14701

**DEFENDANT**

I, PO Obergfell and PO Wise, the complainant herein, reside at 201 E. 2<sup>nd</sup> St. Jamestown, NY 14701, am a POLICE OFFICER of the City of Jamestown, New York.

I ACCUSE Christian T. Powell, the Defendant in this action, that on or about the 10 day of December, 2020 at 201 E. 2<sup>nd</sup> St. in the City of Jamestown, County of Chautauqua, New York, at about 0319 o'clock in the FORENOON, said Defendant did unlawfully, COMMIT THE MISDEMEANOR of

## **Criminal Mischief in the Fourth Degree**

contrary to the provisions of Section, **145.00** subsection 1 of the PENAL Law of the State of New York, in that said Defendant did INTENTIONALLY AND KNOWINGLY :

when, having no right to do so nor any reasonable ground to believe that he or she has such right, he or she (1)intentionally damaged property of another.

The facts upon which information is based are **To Wit:** On the above date, time and location defendant, Christian T. Powell, did intentionally and knowingly when having no right to do so nor any reasonable ground to believe that he had such right damaged marked patrol unit J4 by continuously hitting his head against the trunk of the vehicle causing a dent. All contrary to the provisions of said statute in such case made and provided.

The above allegations of fact are made by the Complainant here on direct knowledge with the sources of the Complainant's information and the grounds for belief being the facts contained in the attached:

NOTICE: I have read and know that false statements made herein are punishable as a Class A Misdemeanor pursuant to Section 210.45 of the Penal Law.

Subscribed and Sworn to before me  
this day of

December 10, 2020

CR-30695-20

STATE OF NEW YORK  
JAMESTOWN CITY COURTCOUNTY OF CHAUTAUQUA  
CITY OF JAMESTOWN

THE PEOPLE OF THE STATE OF NEW YORK

INFORMATION

-VS-

Christian T. Powell (DOB 05/07/1996)111 Barrett Ave. Jamestown, NY 14701

DEFENDANT

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I ACCUSE Christian T. Powell, the Defendant in this action, that on or about the 10 day of December, 2020 at 111 Barrett Ave. in the City of Jamestown, County of Chautauqua, New York, at about 0319 o'clock in the FORENOON, said Defendant did unlawfully, COMMIT THE MISDEMEANOR of

**Obstructing Governmental Administration in the Second Degree**

contrary to the provisions of Section, **195.05** subsection N/A of the PENAL Law of the State of New York, in that said Defendant did INTENTIONALLY AND KNOWINGLY :

he intentionally obstructs, impairs or perverts the administration of law or other governmental function or prevents or attempts to prevent a public servant from performing an official function, by means of intimidation, physical force or interference, or by means of any independently unlawful act, or by means of interfering, whether or not physical force is involved, with radio, telephone, television or other telecommunications systems owned or operated by the state, or a county, city, town, village, fire district or emergency medical service or by means of releasing a dangerous animal under circumstances evincing the actor's intent that the animal obstruct governmental administration.

The facts upon which information is based are **To Wit:** On the above date, time and location defendant, Christian T. Powell, did intentionally and knowingly obstruct and impair the administration of law by means of physical force. Christian did resist arrest and attempted to retain his hands underneath his body in the process of hand cuffing and attempted to kick officers while being placed into marked patrol unit J4. All contrary to the provisions of said statute in such case made and provided.

The above allegations of fact are made by the Complainant here on direct knowledge with the sources of the Complainant's information and the grounds for belief being the facts contained in the attached:

[REDACTED] This is a true copy of the warrant or summons issued for the arrest of the Defendant as the law or the Court directs.

NOTICE: I have read and know that false statements made herein are punishable as a Class A Misdemeanor pursuant to Section 210.45 of the Penal Law.

Subscribed and Sworn to before me  
this day of .

December 10, 2020

Two handwritten signatures are present. One signature, appearing to be "J.T. Powell", is written over the date "December 10, 2020". Another signature, appearing to be "K.W.", is written to the right of the date.

CR-30695-20

STATE OF NEW YORK  
JAMESTOWN CITY COURTCOUNTY OF CHAUTAUQUA  
CITY OF JAMESTOWN

THE PEOPLE OF THE STATE OF NEW YORK

INFORMATION

-vs-

Christian T. Powell (DOB 05/07/1996)  
111 Barrett Ave. Jamestown, NY 14701

DEFENDANT



I, PO Obergfell and PO Wise, the complainant herein, reside at 201 E. 2<sup>nd</sup> St. Jamestown, NY 14701, am a POLICE OFFICER of the City of Jamestown, New York.

I ACCUSE Christian T. Powell, the Defendant in this action, that on or about the 10 day of December, 2020 at 111 Barrett Ave. in the City of Jamestown, County of Chautauqua, New York, at about 0319 o'clock in the FORENOON, said Defendant did unlawfully, COMMIT THE MISDEMEANOR of

**Resisting Arrest**

contrary to the provisions of Section, **205.30** subsection N/A of the PENAL Law of the State of New York, in that said Defendant did INTENTIONALLY AND KNOWINGLY :

he intentionally prevents or attempts to prevent a police officer or peace officer from effecting an authorized arrest of himself or another person.

The facts upon which information is based are **To Wit:** On the above date, time and location defendant, Christian T. Powell, did intentionally and knowingly attempt to prevent a police officer from effecting an arrest of himself. Christian attempted to retain his hands underneath his body in the process of hand cuffing and attempted to kick officers while being placed into marked patrol unit J4. All contrary to the provisions of said statute in such case made and provided.

The above allegations of fact are made by the Complainant here on direct knowledge with the sources of the Complainant's information and the grounds for belief being the facts contained in the attached: .

[REDACTED]

NOTICE: I have read and know that false statements made herein are punishable as a Class A Misdemeanor pursuant to Section 210.45 of the Penal Law.

Subscribed and Sworn to before me  
this day of ,

December 10, 2020

Two handwritten signatures are present. One signature, appearing to be "K. J. Powell", is written over the date "December 10, 2020". Another signature, appearing to be "K. J. Powell", is written below the date.

**JAMESTOWN POLICE DEPARTMENT  
USE OF FORCE FORM**

1.) DATE 12/10/2020	2.) TIME 0319	3.) LOCATION 111 Barrett Ave. Jamestown NY 14701			4.) CASE# 30697-20
5.) SUBJECT'S NAME Christian T. Powell		6.) DATE OF BIRTH 05/07/1996	7.) HEIGHT 5' 10"	8.) WEIGHT 160	9.) PHONE NUMBER 716-489-4264
<b>10.) REASON THE USE OF FORCE WAS NECESSARY (Check all that apply):</b>					
<input checked="" type="checkbox"/> TO EFFECT AN ARREST <input type="checkbox"/> TO DEFEND SELF <input type="checkbox"/> PREVENT ESCAPE <input type="checkbox"/> TO DEFEND ANOTHER OFFICER/PERSON <input type="checkbox"/> PROTECTIVE CUSTODY/SUBJECT SAFETY <input type="checkbox"/> OTHER: <input type="checkbox"/> TO DISPATCH ANIMAL					
<b>11.) LIST MOST SERIOUS OFFENSE(S) AT TIME FORCE WAS USED:</b> Subject did have Felony Arrest Warrants out of JPD for Criminal Contempt 1 <sup>st</sup>					
12.) WAS SUBJECT INJURED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Describe Injuries: Self inflicted contusion-head	13.) WAS REPORTING OFFICER INJURED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Describe Injuries :		14.) MEDICAL TREATMENT PROVIDED TO/BY: Treatment provided to Christian T. Powell by ALSTAR EMS while in JPD Jail		15.) PHOTOS TAKEN BY: PO Conklin ID 1044
16.) # SUBJECTS THAT RESISTED: 1	17.) # OFFICERS PRESENT: 3	18.) SUPERVISOR NOTIFIED / TIME / BY WHOM: Lt. Ward / 0319 hrs / PO Obergfell			
<b>19.) AT THE TIME OF ARREST, THE SUBJECT WAS:</b>					
<input checked="" type="checkbox"/> SUSPECTED TO BE UNDER THE INFLUENCE OF ALCOHOL OR DRUGS <input checked="" type="checkbox"/> MENTALLY IMPAIRED/EMOTIONALLY DISTURBED <input type="checkbox"/> UNDER THE INFLUENCE OF ALCOHOL OR DRUGS <input type="checkbox"/> OTHER:					
<b>20.) OFFICER'S PERCEPTION OF INDIVIDUAL'S ACTIONS (USE NARRATIVE TO DESCRIBE PERCEIVED THREAT(S) POSTED BY INDIVIDUAL):</b>					
<input type="checkbox"/> <b>PASSIVE RESISTANCE</b> (Dead weight or non-compliance to Officer's lawful verbal direction, but offering no actively resistive movement) <input checked="" type="checkbox"/> <b>ACTIVE OR ESCAPE RESISTANCE</b> (Actions such as pushing, pulling, evasive arm movement, flailing, flight, muscle tension, etc. to avoid control. Does not include attempt to harm Officer.) <input type="checkbox"/> <b>ASSAULTIVE / HIGH-RISK</b> (Agitated, combative state, physically assaultive actions and/or behavior that poses threat/injury to another (e.g., punching, kicking, clenching of fists, etc.) <input type="checkbox"/> <b>LIFE THREATENING / SERIOUS BODILY INJURY</b> (Actions that may result in death or serious injury)					
<b>21.) OFFICER'S RESPONSE OPTION(S) (PROVIDE FURTHER DETAILS IN ATTACHED NARRATIVE REPORT(S)):</b>					
<input checked="" type="checkbox"/> <b>PRESENCE:</b> <input checked="" type="checkbox"/> FULL UNIFORM <input type="checkbox"/> PARTIAL UNIFORM <input type="checkbox"/> PLAINCLOTHES <small>NOTE: Officers not in full uniform, describe means of visual police identification (e.g., raid vest or jacket, displayed badge/ID, etc.)</small>					
<input checked="" type="checkbox"/> <b>VERBAL COMMANDS (Describe details in Narrative Report):</b>					
<input checked="" type="checkbox"/> <b>COMPLIANCE TECHNIQUES (Describe details in Narrative Report):</b> <small>(Force used to gain control – restraint, come-alongs, takedowns – use of hands, arms, feet, legs)</small>					
<input type="checkbox"/> <b>CHEMICAL SPRAY / CHEMICAL AGENT (Describe details in Narrative Report):</b> <small>Number of Bursts:      Durations of Bursts:      Distance from Subject: Impact Location:      Time between application / decontamination:</small>					
<input type="checkbox"/> <b>IMPACT WEAPON / TEMP. INCAPACITATION (Describe details in Narrative Report):</b>					
<input type="checkbox"/> <b>CONDUCTED ELECTRICAL WEAPON (Describe details in Narrative Report):</b> <small> <input type="checkbox"/> Laser Only    <input type="checkbox"/> Spark Check    <input type="checkbox"/> Drive Stun    <input type="checkbox"/> Probe Deployment    Impact Location:    Number of Cycles:  Taser Unit #      Serial #:      Cartridge Serial #:      Distance from Subject:         </small>					
<input type="checkbox"/> <b>DEADLY FORCE – Firearm or other (Describe details in Narrative Report):</b> <input type="checkbox"/> <b>OTHER:</b>					
<b>22.) RESTRAINT METHOD USED:</b> <input checked="" type="checkbox"/> HAND or FLEX CUFFS <input type="checkbox"/> LEG RESTRAINTS <input type="checkbox"/> SPIT SHIELD <input type="checkbox"/> NONE <input type="checkbox"/> OTHER					
23.) OFFICERS PRESENT AT SCENE DURING FORCE APPLICATION: PO Obergfell ID 1047 / PO Wise ID 1038 / Deputy Madonia CCSO			24.) SHIFT SUPERVISOR(S): Lt. Ward ID 184		
25.) OTHER WITNESS(ES) / PERSON(S) PRESENT AT SCENE: Sue Powell (Subjects Mother, 111 Barrett Ave.)			26.) SHIFT OFFICER(S): PO Obergfell 1047/PO Wise 1038/PO Johanson 1042/PO Conklin 1044/PO Schimek		
27.) AUDIO-VISUAL EVIDENCE: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If NO, explain:			28.) SUPERVISOR(S) WHO RESPONDED TO SCENE: Lt. Ward 184		

**COMPLETING OFFICER(S):** IF ADDITIONAL SPACE IS REQUIRED IN ANY BOX USE THE SUPPLEMENTAL REPORT;  
ATTACH ALL RELATED NARRATIVE REPORTS, SUPPLEMENTS AND STATEMENTS AND  
FORWARD TO SHIFT SUPERVISOR PRIOR TO END OF TOUR OF DUTY

JAMESTOWN POLICE DEPARTMENT OFFICER NARRATIVE		
29.) WAS SUBJECT INJURED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No *(Complete Diagram Below)	30.) OFFICER(S) TAKING PHOTOS PO Conklin ID 1044	31.) TOTAL # OF PHOTOS 4
	32.) DESCRIBE THE EXTENT OF SUBJECT'S INJURIES AND PLACE ON THE DIAGRAM: SUBJECT #1 Name:Christian T. Powell While officers were conducting hand extractions after Christian was taken to the ground Christian began to repeatedly hit his head against a flashlight that had fallen to the ground in the midst of the incident. Hence, Christian sustained a self inflicted contusion with minor bleeding to the right side of his forehead. Christian also sustained a minor laceration to his left ring finger at an unknown time in the midst of the encounter.	
WAS OFFICER(S) INJURED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No *(Complete Diagram Below) 		
33.) DESCRIBE THE EXTENT OF OFFICER'S INJURIES AND PLACE ON THE DIAGRAM: OFFICER #1 Name:		
34.) WITNESS(ES) OR PERSON(S) WITH KNOWLEDGE		ADDRESS: 1) Sue Powell 111 Barrett Ave. Jamestown, NY 14701 716-495-5402
2)		
3)		
4)		
35.) Officers Narrative: Did officer prepare a detailed incident report describing the facts and circumstances leading to the use of force? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, explain: See NYS Incident Report CR # 30695-20		
<b>SUPERVISORY REVIEW</b>		
36.) REPORTING SUPERVISOR (Name and Badge#) <i>H.R.Ward #184</i>	37.) DATE AND TIME OF SUPERVISOR REVIEW <i>12/01/20 0315</i>	38.) LOCATION <i>111 Barrett Ave</i>
39.) OFFICER WHO USED FORCE (Name and Badge#) <i>Obergfell #1047 / Wise #1038</i>	40.) WAS SUBJECT(S) INJURED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	41.) WAS OFFICER(S) INJURED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
42.) Supervisor's Narrative: <i>Officers used the minimum amount of force necessary to control &amp; arrest a highly combative subject, Christian T Powell. All injuries received by Powell were self-inflicted by banging his head off of various hard objects along w/ smashing his hands off the cuffs &amp; bench in the jail. Powell was transported to UPMC Chautauqua hospital by JFD after violently smashing his head off the wall later on during the shift. No injuries to officers.</i>		

**SUPERVISORY REVIEW**

Use of force requires an ON-SCENE review (if practical), including a narrative report from the responding supervisor. This is REQUIRED for incidents involving- Chemical Spray, CEW Probe deployment or Drive Stun; any incident resulting in injury or complaint of injury; or any other time deemed appropriate by a supervisor.

COMPLETING OFFICER(S): IF ADDITIONAL SPACE IS REQUIRED IN ANY BOX USE THE SUPPLEMENTAL REPORT;  
ATTACH ALL RELATED NARRATIVE REPORTS, SUPPLEMENTS AND STATEMENTS AND  
FORWARD TO SHIFT SUPERVISOR PRIOR TO END OF TOUR OF DUTY

CR# 30695-20

## REQUEST FOR EXAMINATION OF PERSON

To: TLC Health Network  
Lake Shore Campus  
Rtes 5 & 20  
Irving, NY 14081  
(9.41 MHL Only)

POLICE AGENCY: JPD

INCIDENT LOCATION: 111 Barrett Ave

DATE: 12/10/20 TIME OF TRANSPORT: \_\_\_\_\_

To: UPMC Chautauqua WCA  
207 Foote Avenue  
Jamestown, NY 14701  
(9.41 MHL Only)

AMB. CO.: \_\_\_\_\_ AMB#: \_\_\_\_\_

Under the authority of Section 9.41  
M.H.L. of N.Y.S

Under the authority of Section 22.09 (c)  
M.H.L. of N.Y.S

NAME (LAST, FIRST, M.I.)

Powell, Christian T.

2. DATE OF BIRTH

5/7/96

3. AGE

24

4. SEX

M

ADDRESS (NUMBER, STREET, CITY, STATE)

111 Barrett Ave Jamestown, NY 14701

What was reported to the police about the person and who provided this information?  
Name of Source: Po Wise Relationship to Subject: \_\_\_\_\_ Phone: \_\_\_\_\_

What Behavior or actions indicate that the person might be a danger to self or others?

- Places self in dangerous situations  
 Unable to care for self  
 Other (please specify): \_\_\_\_\_

- Verbal threats  
 Physical threats  
 Talk of hurting/killing self  
 Attempting to hurt/kill self

Does the person show any of the following behaviors? (Check Box if behavior was either observed (O) or reported (R):

## O R Appearance &amp; Behavior

## O R Substance Abuse Indicators

- Confused/disoriented  
 Sad expression/crying  
 Presence of feces or urine  
 Bloodshot eyes  
 Suspiciousness  
 Hyperactivity  
 Nodding out  
 Profuse Sweating  
 Appears insensitive to pain  
 Dress indicates lack of awareness of weather/personal hygiene  
 Exhibits extraordinary physical strength  
 Extremely rapid heart rate/respiration

- Open drug containers  
 Empty beer/alcohol cont.  
 Crack vials  
 Glassine envelopes  
 Hypodermic envelopes  
 Other (Describe briefly)

## WEAPONS CHECK

Searched?  Yes  No  
Weapons found?  Yes  No  
If found, disposition: \_\_\_\_\_

What did the officer observe? e.g. (Describe any known history of violence; note any current behavior; and indicate harmful or neglectful behavior to self): Powell was repeatedly hitting his face off of the ground until he started to bleed.  
Powell stated numerous times that he wished to die.

If a CRIMINAL CHARGE has been placed, complete the following items:

CHARGE(S): Criminal Mischief 4th, Resisting arrest  
Obstructing governmental administration 2ndApp. Ticket Issued?  Yes  No  
Order of Protection in Force?  Yes  NoICER'S NAME (Please Print): Po WiseID#: 1038Date: 12/10/20

Staff Signature: \_\_\_\_\_

Time/Date: \_\_\_\_\_